

METHODS OF ADMINISTRATION (MOA) Access to Career and Technical Education Programs

Indicator Reference Guide 2016-2017

Texas Education Agency
Division of Program Monitoring and Interventions
1701 North Congress Avenue
Austin, Texas 78701-1494
(512) 463-5226

1. Administrative **Equity Requirement/ State Use Only Indicators of Compliance District Use Possible Documentation** (Comments/Actions) **Legal Cites** A. Annual Public Notification **Select** Yes No N/A Prior to the beginning of each school year, Evidence that the district issues annual Local Newspaper subrecipient (district) must advise students, public notice of nondiscrimination. parents, employees and general public that all vocational (Career and Technical Education) Evidence that the public notice is Campus/District Newspapers opportunities will be offered regardless of race, issued prior to the beginning of school. color, national origin, sex or disability. Office for Civil Rights (OCR) Guidelines IV-0 The notice is also disseminated in any Other publications 28 Code of Federal Regulations (CFR) language other than English as §35.106 needed. 34 CFR §100.6(d) 34 CFR §104.8 Does notice have brief description of 34 CFR §106.9 program offerings and admission criteria? Do publications with notice reach students, parents, employees and applicants? Web site

Sample:

Each year, the xxx District/charter offers career and technical education programs at xxx High School. These programs are designed to develop more fully the academic and technical skills of secondary students who enroll in career and technical education (CTE) programs under the guidance of CTE teachers, faculty, administrators and counselors. The following is a list of programs offered:

Education & Training
Manufacturing
Government & Public Administration
Marketing

All career and technical education programs follow the district's policies of nondiscrimination on the basis of race, color, religion, national origin, sex, age, disability or socioeconomic status in all programs, services, activities, and employment. In addition, arrangements can be made to ensure that the lack of English language proficiency is not a barrier to admission or participation.

For general information about these programs, contact:

xxx, Career and Technical Education Director address/phone number

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Dis	strict L	Jse	State Use Only (Comments/Action
3. Continuous Nondiscrimination Statement	Select		Yes	No	N/A	
steps to notify participants, beneficiaries,	Evidence that the statement of nondiscrimination has required inclusions (race, color, national origin,	Student/parent publications				
persons with visual or auditory impairments), other interested parties, and unions or	sex, disability, and age).	Applicant publications (statement includes age)				
professional organizations holding collective pargaining or professional agreements with the district that it does not discriminate on the basis	Evidence that if a district's service area contains a community of national-origin minority persons with limited English	Employee publications (statement includes age)				
of race, color, national origin, sex, disability, or age. A statement of nondiscrimination shall be		District/Campus website				
hat are distributed to or accessible by students, parents, applicants, beneficiaries, employees,		Electronic documents				
unions, or professional organizations holding collective bargaining or professional agreements with the district and other		Electronic recruiting materials				
nterested parties. Legal Authority: 28 CFR §35.106;		Newspaper				
34 CFR §35.106, 34 CFR §100.6(d), §104.8, §106.9, §110.25.		Newsletter				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation		strict L	Jse	State Use Only (Comments/Actions
C. Designation of Coordinators	Select			Yes No NA		
The subrecipient (district) shall designate at east one employee to coordinate its efforts to	Evidence that the name or title, address, and contact information of the	Annual public notification	_			
comply with and carry out its responsibilities under Section 504, Title II, and Title IX. The	person(s) designated to coordinate Title IX and Section 504 compliance	District policy and procedures				
	notice and other correspondence.	Student/parent handbook, course catalogs				
esponsibilities and have the training necessary	Evidence that the designated coordinator is aware of his/her	Employee handbook, recruitment materials, or applications for employment				
o perform the responsibilities. Legal Authority: 28 Code of Federal Regulations (CFR)	responsibilities and received the training necessary to perform the responsibilities.	Title IX and Section 504 Coordinator interview(s)				
§35.107(a); 34 CFR §104.7, §106.8, §110.25.	· ·	Annual communications with employees				
		Electronic communications				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Dis	strict l	Jse	State Use Only (Comments/Action
D. Grievance/Complaint Procedures	Select		Yes	No NA		
The subrecipient (district) has adopted and distributed grievance procedures to resolve	Evidence that the district has published the board of trustees-adopted	Student handbook				
alleged discrimination complaints as required under Title IX and Section 504. Grievance	grievance procedures to ensure that all participants, students, beneficiaries,	Parent handbook				
rocedures are available to any individual or class of individuals who feel they have been	about the grievance procedures for	Employee handbook				
discriminated against. Grievance procedures or employees and students include a	forms of discrimination based upon	Newspaper				
nondiscrimination statement based on race, color, national origin, sex, disability, and age. Legal Authority:	race, color, national origin, sex, disability, or age.	Newsletters				
28 CFR §35.107(b); 34 CFR §104.7, §106.8, §110.25.	Evidence that the district has on file the most recent board-approved policy	Bulletins				
The subrecipient (district) has addressed	regarding student and parent complaints/grievances (i.e., Texas	Other publications				
ormal complaints based on race, color, national origin, sex, disability, or age.	· · · · · · · · · · · · · · · · · ·	Memoranda				
Legal Authority: 34 CFR §100.7, §104.7, §106.8, §110.25(c).		District websites				
The subrecipient (district) has adopted grievance procedures that incorporate	DGBA). Evidence that the district has	Local policy regarding student and parent complaints/grievances				
appropriate due process standards and that provide for the prompt and equitable resolution	addressed formal complaints based on	complaints/grievances				
of complaints. Legal Authority: 34 CFR §104.7 (b)	disability, or age providing due process for resolution in a prompt and equitable manner.	Electronic forms				
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		Review of any current grievance/complaint (2 years)				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Di	strict l	Jse	State Use Only (Comments/Action
A. Recruitment and Counseling of Students	Select		Yes	No	NA	
Subrecipient (districts) must ensure that their counseling materials and activities (including student program selection and career/employment selection), promotional, and recruitment efforts do not discriminate on the basis of race, color, national origin, sex, or disability.	•	Electronic communication relating to CTE programs				
Legal Authority: OCR Guidelines V-A, V-C, and V-E; 34 CFR §104.37, §106.23.	Evidence that the curricula and programs described in course catalogs and student materials, such	Copies of promotional materials (i.e., brochures, pamphlets, posters, bulletin boards, memoranda) used for career days, parents' night, laboratory demonstrations, visitation by groups of prospective students, and other activities				
	language, color, national origin, sex, or disability of the potential student. Evidence that, to the extent possible, the district has conducted promotional activities that portray	Copies of promotional materials in the community's own language				
	males or females, minorities, or persons with disabilities in programs and occupations in which these groups traditionally have not been represented.	Nondiscriminatory promotional materials that encourage student participation in CTE student organizations without regard to race, color, national origin, sex, or disability				

Equity Requirement/	Indicators of Compliance	Possible Documentation	Di	strict l	Jse	State Use Only
Legal Cites	maioatoro or compilarios	1 decible begannentation		<u> </u>	 	(Comments/Actions
B. Admission Practices	Select		Yes	No	NA	
Legal Cites	Evidence that admissions procedure, policy, and/or practice for CTE program enrollment avoid criteria that disproportionately exclude persons of a particular race, color, national origin, sex, or disability. Evidence that an individual graduation plan has been developed for each student with limited English language skills. The plan includes a coherent sequence of CTE courses. Demographics of specific CTE programs are similar to demographics of entire CTE enrollment or district provides a legitimate nondiscriminatory rationale. The district has a list of all courses	Procedures and criteria for selection/admission to the CTE program or courses of study where there are more applicants than can be accommodated Number of students by ethnicity, sex, limited English skills, and disability removed from CTE courses during the past three semesters Analysis of campus lists of all ELL/student population currently enrolled in CTE by program. Data should indicate that there is not a concentration of ELL(s) or other student population(s) in CTE programs. If there is a concentration of ELL in one or more programs, there is evidence that it is not a result of discriminatory practices. Interviews Policies Procedures Course catalogs List of courses and their prerequisites Teacher recommendation as a prerequisite for admission		No No		(Comments/Actions
		Student handbook.				
		ELL student folder review				
		PGP(s) for ELL students				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	District Use				
C. Counseling of Students	Select		Yes	No	NA		
programs must ensure that counselors do not direct or urge any student to enroll in a particular career or program, or measure or predict a student's prospects of success in any career or program based on the student's race, color, national origin, sex, or disability. Districts may not counsel students with disabilities toward more restrictive career objectives than students who do not have disabilities with similar abilities and interests. Legal Authority: OCR Guidelines V-B.		Assessment plan with list of tests administered Written procedures for evaluation and placement of students with disabilities Written plan for provision of services for individuals with auditory, mobility, and visual impairments Evidence that the counseling process includes career options that are not limiting List of role models or any other resources used in career counseling Counselor interviews Teacher interviews Special programs/staff interviews					

A. Accessibility Issues

Equity Requirement/ Legal Cites			In	dicators of	Complia	ınce by S	Standards					
A. Accessibility Issues	Select											
Facility Name	RA	YES	NO	ANSI	YES	NO	UFAS	YES	NO	ADAG	YES	NO
	Redesign of equipment			4.1 Grading			4.1 Minimum standards			4.1 Minimum requireme nts		
	Redesign of equipment			4.2 Walks			4.2 Space allowance and reach ranges			4.2 Space allowance and reach ranges		
	Reassignment of classes or other services to accessible buildings			4.3 Parking lots			4.3 Accessible route			4.3 Accessible route		
	assignment of aides to beneficiaries			5.1 Ramps and gradients			4.4 Protruding objects			4.4 Protruding objects		
	Alteration of existing facilities and construction of new facilities in conformance with the requirements for new construction			5.2 Entrances			4.5 Ground and floor surfaces			4.5 Ground and floor surfaces		
	Any other methods that result in making its program or activity accessible to persons with disabilities			5.3 Doors and doorways			4.6 Parking and passenger loading zones			4.6 Parking and passenger loading zones		
	Script Sheets Attached			5.4 Stairs			4.7 Curb ramps			4.7 Curb ramps		

A. Accessibility Issues

Equity Requirement/ Legal Cites			In	dicators of	Complia	ince by	Standards					
A. Accessibility Issues	Select											
acility Name	RA	YES	NO	ANSI	YES	NO	UFAS	YES	NO	ADAG	YES	NO
-				5.5 Floors			4.8 Ramps			4.8 Ramps		
				5.6 Toilet			4.9 Stairs			4.9 Stairs		
				rooms								
				5.7 Water			4.10			4.10		
				fountains			Elevators			Elevators		
				5.8 Public			4.11			4.11		
				phones			Platform lifts			Platform lifts (wheelchai r lifts)		
				5.9			4.12			4.12		
				Elevators			Windows			Windows		
				5.10			4.13 Doors			4.13 Doors		
				Controls								
				5.11			4.14			4.14		
				Identificat			Entrances			Entrances		
				ion								
				5.12			4.15			4.15		
				Warning			Drinking			Drinking fountains		
				signals			fountains			and water		
							and water			coolers		
							coolers					
				5.13			4.16 Water			4.16 Water		
				Hazards			closets			closets		
				Script S	neets At	tached	4.17 Toilet			4.17 Toilet		
							stalls			stalls		

A. Accessibility Issues

Equity Requirement/ Legal Cites A. Accessibility Issues	Select		Inc	licators of	Complia	ince by S	Standards					
Facility Name	RA	YES	NO	ANSI	YES	NO	UFAS	YES	NO	ADAG	YES	NO
		•					4.18 Urinals			4.18 Urinals		
							4.19 Lavatories and mirrors			4.19 Lavatories and mirrors		
							4.20 Bathtubs 4.21			4.20 Bathtubs 4.21		
							Shower stalls			Shower stalls		
							4.22 Toilet rooms			4.22 Toilet rooms 4.23		
							4.23 Bathrooms , bathing facilities, and shower rooms			4.23 Bathrooms , bathing facilities, and shower rooms		
							4.24 Sinks 4.25 Storage			4.24 Sinks 4.25 Storage		
							4.26 Handrails, grab bars, tub and shower seats			4.26 Handrails, grab bars, tub and shower seats		

A. Accessibility Issues

Equity Requirement/ Legal Cites			Ind	licators of	Complia	ince by S	Standards					
A. Accessibility Issues	Select											
Facility Name	RA	YES	NO	ANSI	YES	NO	UFAS	YES	NO	ADAG	YES	NO
							4.27 Controls and operating mechanis			4.27 Controls and operating mechanis ms		
							ms 4.28 Alarms			4.28 Alarms		
							4.29 Tactile warnings			4.29 Detectable warnings		
							4.30 Signage			4.30 Signage		
							SCRIPT SE	EETS AT	TACHED	4.31 Phones		
										4.32 Fixed or built-in seating or tables		
										SCRIPT SH	EETS ATI	ACHED

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Di	istrict U	se	State Use Only (Comments/Actions
3. Equal Accessibility for Minority and Nonminority Communities	Select		Yes	No	NA	
All CTE facilities housing programs are located at ites that are readily accessible to both minority and conminority communities, facilities or programs are	Evidence that the location and/or identification of the facilities do not tend to identify the facilities or programs as	Interview with CTE staff				
not identified as intended for nonminority or minority persons, and equal access is provided without egard to race, color, national origin, sex or disability.	students.	Interview with Special Education administrator				
Legal Authority: DCR Guidelines IV-B and N; 34 CFR §100.3(b)(3), §104.4(vii)(5).	Evidence of equal access to the site location(s) of classes that are apart from the primary campus.	Interview with Special Education staff				
	Evidence that students with disabilities have available an instructional day commensurate with that of students without	Student schedule/ ARD if required				
	disabilities. Evidence that appropriate transportation is	Bus schedule for special education/CTE students				
	provided for students with disabilities.	Observation of facility				
		Facility Map				

4. Comparable Facilities										
Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Possible Documentation District Use				District Use			State Use Only (Comments/Action
A. Comparable Facilities	Select	Select		No	NA					
The subrecipient (district) provides changing rooms, showers, and other restroom facilities for CTE students of one sex that are comparable to those provided to students of	•	Observation of facilities								
the other gender. This may be accomplished by alternating the use of the same facilities or by providing separate, comparable facilities. Legal Authority: OCR Guidelines VI-D; 34 CFR §106.33.		Interview with the CTE program administrator								
If separate programs or facilities exist for students with disabilities, they are comparable to those for students without		Interview with the Special Education program administrator								
disabilities. Legal Authority: Section 504: 34 CFR §104.34(c) Guidelines VI-A		Teacher interview								

Equity Requirement/ Legal Cites A. Admission, Review, and Dismissal (ARD) Committee Membership	Indicators of Compliance Possible Documentation Select	Possible Documentation	District Use			State Use Only (Comments/Actions)
			Yes	No	NA	
When a student with a disability who qualifies for special education services is considered for placement in CTE courses, the ARD committee includes all required staff. Legal Authority: 34 CFR §104.4.		Sampling of student ARD folders - not in CTE program Sampling of student ARD folders - in CTE program Student interviews / student surveys.				

Equity Requirement/ Legal Cites B. Related Aids and Services	Indicators of Compliance Select	Possible Documentation	District Use			State Use Only (Comments/Actions
			Yes	No	NA	
Access to CTE programs must be provided persons with disabilities that need related	provides appropriate aids and services for students with disabilities and does not have policies that limit participation of students with disabilities. Evidence that CTE programs are accessible to persons with	Policy for providing aids and services				
aids or services in accordance with the students' individualized education programs (IEPs) and/or Section 504 accommodation plans. Legal Authority: OCR Guidelines IV-N; 28 CFR §35.130; 34 CFR §104.21, §104.22(b), §104.33. Evidence that CTE accessible to pers disabilities. Evidence that the made provisions for reassignment of cl		Procedures governing use of guide dogs, tape recorders, and note takers				
		Student IEPs/504 accommodation plans				
		Interviews with students or staff				
		On-site observations				
	Evidence that the district has made provisions for the	Evidence of redesign of equipment				
	reassignment of classes or other services to accessible buildings.	Evidence of assignment of aide to student(s)				
		Number of students with disabilities denied admission				
		Evidence of reassignment of classes or other services to accessible buildings				
		Proof of delivery of health, welfare, or other social services at alternative accessible sites				
		Sampling of student ARD folders - in CTE program				

Equity Requirement/ Legal Cites	Indicators of Compliance Possible Documentation	Possible Documentation	District Use			State Use Only (Comments/Actions)
C. Communication with Students with Visual, Auditory, and Speech Impairments	Select		Yes	No	NA	
auditory, or speech impairments have the	provided the appropriate auxiliary aids and services, including interpreters/translators where necessary, to afford an individual with a disability an	Documentation of auxlliary aids and services provided by the district				
communication in a manner that is appropriate and effective. In addition, the		Special education eligibility folders				
provided to such students.		Documentation of auxiliary aids or services provided by the district				
§35.160.		List of equipment available for communication				
		List of qualified interpreters				
		Sampling of student ARD folders - in CTE program				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	District Use		Jse	State Use Only (Comments/Actions)
A. Financial Assistance	Select		Yes	No	NA	
Subrecipient (district) may not award financial assistance in the form of loans, grants, scholarships, special funds,	Evidence that materials and information used to notify students of opportunities for financial assistance do not contain language or examples	Scholarship offerings - CTE				
subsidies, compensation for work, or prizes to vocational education (CTE) students on the basis of race, color,	that would lead applicants to believe the assistance is provided on a discriminatory basis.	Financial assistance catalogues				
national origin, sex, or disability, except to overcome he effects of past	Evidence that if a district's service area contains a community of national origin contaning persons	CTE related prizes				
discrimination. Legal Authority: Guidelines VI - B	with limited English language skills, such information is disseminated to that community in its language.	Compensation schedule for work-based program				

Equity Requirement/ Legal Cites	Indicators of Compliance	Possible Documentation	Di	strict (Jse	State Use Only (Comments/Actions
A. Career Preparation Education, Work- Based Learning, Apprenticeship, Internships, Mentorships and Job Placement	Select		Yes	No	NA	
The subrecipient (district) makes opportunities available to students in work study (work-base learning), career preparation education, and job placement programs without regard to race, color, national origin, sex, or disability, and does not enter into any arrangement with an agency, union, business, or other sponsor that discriminates against the LEA's students on the basis of race, color, national origin, sex, or disability in recruitment, hiring, placement, assignment to work tasks, hours of employment, levels of responsibility, or in pay. Legal Authority: OCR Guidelines VII; 34 CFR §100.3, §104.4, §106.31. A recipient that assists employers and prospective employers in making employment opportunities available to any of its students must ensure that the employer does not discriminate on the basis of race, color, national origin, sex or disability in recruitment, hiring, placement, assignment to work tasks, hours of employment, levels of responsibility and pay. Legal Authority: Title VI: 34 CFR 100.3(b) Title IX: 34 CFR 106.38 Section 504: 34 CFR 104.46(b) Guidelines VII-A	to race, color, national origin, sex, or disability for any of the various types of programs. Evidence that the statement of nondiscrimination is contained in written procedures, application forms, contracts, training plans, agreements, and other documentation available to the students. Evidence that the students currently enrolled in the programs represent the overall makeup of the district based on race, color, national origin, sex, or disability. Evidence that the written agreements contain assurances that the agency, union, business, or other sponsor does not unlawfully discriminate on the basis of race, color, national origin, sex, or disability in recruitment, hiring, placement, assignment to work	List of number of students in work-based learning, career and technical education, internships, mentorships, and job placement by race, color, national origin, sex, or disability Written agreements or forms used to assign students to work-based learning, career and technical education, internships, mentorships, and job placement programs [training plans/contracts] Written agreements used with agencies, unions, businesses, or other training				

Equity Requirement/ Legal Cites A. Recruitment, Employment, and Promotional Practices	Indicators of Compliance Possible Documentar Select	Possible Documentation	Di	strict L	Jse	State Use Only (Comments/Actions
			Yes	No	NA	
The subrecipient's (district) recruitment, employment, and promotional practices and procedures are free from discrimination	applications for employment do not contain prohibited preemployment	Hardcopy - Application				
against CTE employees or applicants on the basis of race, color, national origin, sex, disability, or age. Legal Authority:	Evidence that the district policies and procedures for promotions,	Online - Application				
OCR Guidelines VII-A and B; 34 CFR §110.25.	transfers, and contract extensions are nondiscriminatory	Employment/promotion policy				
	Evidence that the district applications for employment contain appropriate notice of equal opportunity and the district's nondiscrimination policy, including	CTE staff list by sex/race/disability				
	district contact information	Documentation of recruitment activities - CTE				
	Evidence that status reports or descriptions of employee recruitment activities include sources and contacts	Staff interviews - CTE				

8. Employment							
Equity Requirement/ Legal Cites	Indicators of Compliance Possible Documentation Select	Possible Documentation	District Use			State Use Only (Comments/Actions)	
B. Salary Policies		Yes	No	NA			
The subrecipient (district) assures that it has established and maintained faculty salary scales and policies based upon the	policies are based upon the conditions and responsibilities of	Faculty salary schedules - CTE					
conditions and responsibilities of employment without regard to race, color, national origin, age, sex, or disability.	employment without regard to race, color, national origin, sex, disability, or age is found in the documents below. Evidence that faculty assignment patterns and job descriptions are not	color, national origin, sex, disability, or age is found in the documents	Copy of job descriptions - CTE				
Legal Authority: OCR Guidelines VIII-D; 34 CFR §100.3, §104.11, §106.54, §110.25.		Stipend salary schedule - CTE					
	discriminatory on the basis of race, color, national origin, sex, disability, or age.	Teacher/staff interviews - CTE					